

Rule 2.9

**NOTICE OF ORDERS**

(a) **Notification of Adversary.** It shall be the duty of counsel obtaining any order in the absence of his or her adversary, except in cases of default by the adversary, to notify that adversary of the substance of the order, and, unless otherwise ordered by the Court, any order obtained where notice thereof is required shall be inoperative until such notice is given.

(b) **Waiver of Requirement.** When an order is made pursuant to a written stipulation of the parties or their attorneys or when an order is made in open court in the presence of the parties or their attorneys, if no request is made that notice of the entry of the order be mailed by the Clerk, the mailing of such notice as required by Rule 77(d), Federal Rules of Civil Procedure, shall be deemed waived by such parties.

(c) **Failure to Appear.** Where counsel are served with notice of hearing on any application for an order, the failure of such counsel to appear at the time and place named in the notice may be deemed a default in respect to that application.

(d) **Ex Parte Restraining Orders.** *Ex parte* restraining orders shall only issue in accordance with Rule 65, Federal Rules of Civil Procedure.